

Amendment No. 1 to SB2468

Massey
Signature of Sponsor

AMEND Senate Bill No. 2468

House Bill No. 2596*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 28, Chapter 3, Part 1, is amended by adding the following as a new section:

(a) An owner, tenant, or lessee is not liable for injuries to a person that occur when the person is on the land of the owner, tenant, or lessee without paying to the owner, tenant, or lessee a valuable consideration for use of the land for the purpose of entering or exiting from or using a public greenway, unless the injuries were caused by the gross negligence or willful and wanton misconduct of the owner, tenant, or lessee. The limitation of liability provided by this section applies regardless of whether the person had obtained permission from the owner, tenant, or lessee to use the land for the purpose of entering or exiting from or using a public greenway.

(b) As used in this section, "public greenway" means an open-space area following a natural or man-made linear feature designed to be used for recreation, transportation, conservation, and to link services and facilities for which a governmental entity obtained a right-of-way easement from the property owner, tenant, or lessee.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.